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DATE: 7-July-03

TO: Examiner Ming-Tam B. Davis

COMPANY: U.S. Patent & Trademark Office

Re: Needleman et al. applications
CETP vaccines
Our ref.: AVA-431 & AVA-432 et seq.
submission of references for consideration under 35 USC §102(e)

Official
Mr.
07/07/03
32

Fax No.: (703) 746-7145

FROM: Leon R. Yankwich/David G. O'Brien

Pages To Follow: 0

MESSAGE: Dear Examiner Davis:

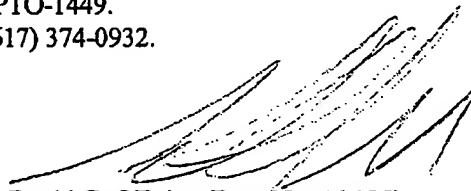
As attorneys of record, we want to make sure that the following US patents are made of record and considered under 35 USC §102(e) in the pending cases: US Ser. Nos. 08/785,997, 08/788,882, 09/387,340, and 08/934,367.

US Patents

- (1) Rittershaus, US Pat. No. 6,410,022, issued June 25, 2002—(filing date: May 1, 1995);
- (2) Rittershaus et al., US Pat. No. 6,555,113, issued April 29, 2003—(filing date: October 17, 1997); and
- (3) Thomas, US Pat. No. 6,284,533, issued September 4, 2001—(filing date: October 2, 1998).

The Supplemental IDSs we discussed were all filed on 5/7/03 and, as I mentioned, the filing dates of the above-referenced patents were not included on the Form PTO-1449.

If you have any questions, please contact me directly at (617) 374-0932.


David G. O'Brien (Reg. No. 46,125)

cc:

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PLEASE CONTACT Stephanie L. Leicht AS SOON AS POSSIBLE (617-374-3711).